Document 13 Filed 09/11/2008 Case 1:07-cv-08664-JGK Page 1 of 1 **USDS SDNY DOCUMENT ELECTRONICALLY FILED** UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK DOC #: _ DATE FILED: JOHN TRIBBLE, Plaintiff(s) 07 civ 8664 (JGK) -against-ORDER OF DISCONTINUANCE CITY OF NEW YORK, et al., Defendant(s). It having been reported to this Court that the parties have settled this action, It is, on this 10TH day of September, 2008, hereby ordered that this matter be discontinued with prejudice but without costs; provided, however, that within 30 days of the date of this order, counsel for the plaintiff may apply by letter for restoration of the action to the calendar of the undersigned, in which event the action will be restored. SO ORDERED.

> JOHN G. KOELTL UNITED STATES DISTRICT JUDGE

Dated: New York, New York September 10, 2008